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Attorneys for Plaintiffs  
 BAYKEEPER and  
 WEST COUNTY TOXICS COALITION

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BAYKEEPER, a non-profit corporation, and;  
 WEST COUNTY TOXICS COALITION, a non-  
 profit organization,

Plaintiffs,

v.

CITY OF RICHMOND, a municipal corporation;  
 WEST COUNTY WASTEWATER DISTRICT, an  
 independent special district; VEOLIA WATER  
 NORTH AMERICA OPERATING SERVICES, a  
 limited liability corporation; WEST COUNTY  
 AGENCY, a joint powers agency,

Defendants.

Civil Case No.: C 05-03829 EDL

**STIPULATION TO EXTEND DATES  
 IN ORDER SETTING CASE  
 MANAGEMENT CONFERENCE;  
~~[PROPOSED]~~ ORDER**

AS MODIFIED

WHEREAS, on September 22, 2005 Plaintiffs Baykeeper and West County Toxics Coalition filed  
 a Complaint in Northern District Court, Case No. C 05-03829 EDL against Defendants City of

1 Richmond, West County Wastewater District, Veolia Water North America Operating Services, Inc.,  
2 and West County Agency (Plaintiffs and Defendants are referred to as "the Parties");

3 WHEREAS, when filing the Complaint Plaintiffs received an Order Setting Initial Case  
4 Management Conference;

5 WHEREAS, the Order Setting Initial Case Management Conference sets the following dates:

- 6 1. January 3, 2006 as the last date to meet and confer re initial disclosures, early settlement,  
7 ADR process selection, and discovery plan.
- 8 2. January 3, 2006 as the last date to file Joint ADR Certification with Stipulation to ADR  
9 or Notice of Need for ADR Phone Conference.
- 10 3. January 17, 2006 as the last day to complete initial disclosures or state objection in Rule  
11 26(f) Report, file/serve Case Management Statement, and file/serve Rule 26 Report.
- 12 4. January 24, 2006 Case Management Conference in Ctrm E, 15<sup>th</sup> Floor, SF at 10:00 AM.

13 WHEREAS, the Parties have been engaged in settlement negotiations in hopes of coming to a  
14 mutually acceptable settlement of Plaintiffs' claims;

15 WHEREAS, the Parties desire to extend the litigation dates set forth in the Order Setting Initial  
16 Case Management Conference to focus resources on settlement negotiations.

17 THEREFORE, the Parties hereby agree and stipulate to the following:

- 18 1. Plaintiffs will serve the complaint on January 23, 2006.
- 19 2. Counsel for Defendants will accept service of process of the Complaint, summons and  
20 associated papers issued by the Court on behalf of Defendants.
- 21 3. Defendants will file a responsive pleading on or before February 14, 2006.
- 22 4. The Parties will meet and confer regarding initial disclosures, early settlement, ADR  
23 process selection, and discovery plan no later than February 16, 2006.
- 24 5. The Parties will file the file Joint ADR Certification with Stipulation to ADR or Notice of  
25 Need for ADR Phone Conference no later than February 16, 2006.
- 26 6. The Parties will complete initial disclosures or state objections in Rule 26(f) Report,  
27 file/serve Case Management Statement, and file/serve Rule 26 Report no later than  
28 March 2, 2006.

- March 14  
7. The Case Management Conference will be set for March 10, 2006 in Ctrm E, 15<sup>th</sup> Floor,  
SF at 10:00 AM, or as soon thereafter as the Court's calendar permits.

LAWYERS FOR CLEAN WATER INC.

/s/ Layne Friedrich

Dated: December 19, 2005

Layne Friedrich  
Attorney for Plaintiffs Baykeeper and  
West County Toxics Coalition

DOWNEY BRAND LLP

Dated: December 19, 2005

/s/ Melissa Thorme

Melissa Thorme  
Attorneys for Defendants  
City of Richmond, West County Wastewater  
District, Veolia Water North America Operating  
Services, Inc., and West County Agency

I hereby attest that I have on file all holograph signatures for any signatures indicated by a  
"conformed" signature (/S/) within this efiled document.

LAWYERS FOR CLEAN WATER INC.

/s/ Layne Friedrich

Dated: December 19, 2005

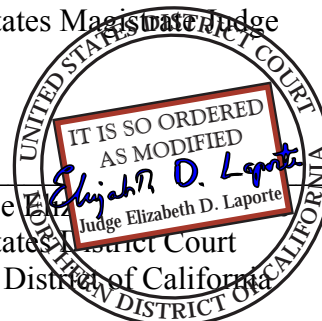
Layne Friedrich  
Attorney for Plaintiffs Baykeeper and  
West County Toxics Coalition

PURSUANT TO STIPULATION, IT IS SO ORDERED.

United States Magistrate Judge

Date: December 20, 2005

Honorable Elizabeth D. Laporte  
United States District Court  
Northern District of California



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